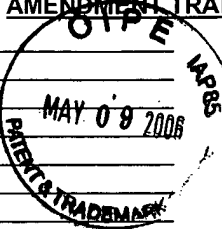


## AMENDMENT TRANSMITTAL

PATENT

Application No.: 09/854,321  
Filing Date: May 11, 2001  
First Named Inventor: Gilbert Grosdidier  
Examiner's Name: Anh Vu H. Ly  
Art Unit: 2616  
Confirmation No.: 7640  
Attorney Docket No.: 3997P010

2616  
15W

An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.

☒ Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.

☒ Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.

Applicant(s) claim small entity status (37 CFR 1.27).

## ATTACHMENTS

☒ Postcard (Return Receipt)

Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)

Check No.: \_\_\_\_\_ In the Amount of: \$ \_\_\_\_\_

Petition for Extension of Time

Preliminary Amendment

Amendment/Response with respect to Office Action

Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)

Notice of Appeal

RCE (Request for Continued Examination)

Supplemental Declaration

Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)

Information Disclosure Statement (IDS)

Copies of IDS citations

Cross-Reference to Related Application(s)

Certified Copy of Priority Document

☒ Other: Response to Notice of Non-Compliant Amendment.

Other: \_\_\_\_\_

## SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Tatiana Rossin

SIGNATURE: 

REG. NO.: 56,833

DATE: May 4, 2006

ADDRESS: 12400 Wilshire Boulevard, Seventh Floor

Los Angeles, California 90025

TELEPHONE NO.: (408) 720-8300

## CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450

on May 4, 2006

Date of Deposit

David Castro

Name of Person Mailing Correspondence

Signature 

May 4, 2006

Date

Send to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450

(10/14/03)

OIPE IAP85  
 MAY 09 2006  
 PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Gilbert Grosdidier

Examiner: Anh Vu H. Ly

Art Unit: 2616

Confirmation No.: 7640

For: METHOD FOR DETERMINING NETWORK  
CONGESTION AND LINK CAPACITIES

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

## RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

In response to the Notice mailed April 4, 2006, applicant respectfully requests that the above-identified application be amended as follows.

**FIRST CLASS CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment to the Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on

May 4, 2006  
(Date of Deposit)

David Castro  
(Name of Person Mailing Correspondence)

(Signature)